

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>				1. CONTRACT ID CODE		PAGE 1 OF 2 PAGES	
2. AMENDMENT/MODIFICATION NO. 0001		3. EFFECTIVE DATE 08/03/04		4. REQUISITION/PURCHASE REQ. NO.		5. PROJECT NO. (If applicable)	
6. ISSUED BY U.S. Army Engineer District, Wilmington 69 Darlington Avenue (28403) Post Office Box 1890 (28402-1890) Wilmington, North Carolina		7. ADMINISTERED BY (If other than Item 6)		CODE			
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)				(X)		9A. AMENDMENT OF SOLICITATION NO.	
				X		W912PM-04-B-0004	
						9B. DATED (SEE ITEM 11) 07/29/04	
						10A. MODIFICATION OF CONTRACT/ORDER NO.	
						10B. DATED (SEE ITEM 11)	
CODE		FACILITY CODE					

**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

☒ The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers ☐ is extended, ☒ is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:

(a) By completing items 8 and 15, and returning 2 copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment your desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

**13. THIS ITEM ONLY APPLIES TO MODIFICATION OF CONTRACTS/ORDERS.  
IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

CHECK ONE	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
	D. OTHER (Specify type of modification and authority)

**E. IMPORTANT:** Contractor ☐ is not, ☐ is required to sign this document and return \_\_\_\_\_ copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)  
IFB NO. W912PM-04-B-0004...Wilmington Harbor Maintenance Dredging, Baldhead-Caswell Channel  
Thru Baldhead Shoal Channel, Brunswick County, North Carolina is amended as follows:

a. SECTION 01100: Delete existing Page 16 thru Page 22 in their entirety and replace with revised Page 16 thru Page 21.

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print)		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)	
15B. CONTRACTOR/OFFEROR		16B. UNITED STATES OF AMERICA	
15C. DATE SIGNED		16C. DATE SIGNED	
(Signature of person authorized to sign)		(Signature of Contracting Officer)	

b. SECTION 02325:

(1) Delete existing Page 4 and Page 19 in their entirety and replace with revised liked-numbered Pages.

(2) Delete existing Attachment 1, Table 1 - Estimated Beach Fill Quantities for Bald Head Island South Beach in its entirety and replace with revised Table 1.

NOTE:

Text that is added or revised by this amendment is replaced in its entirety and underlined and/or printed in bold and/or stamped appropriately.

The text changes may have necessitated reformatting of subsequent text or pages. If this is the case, those pages have also been issued as amended pages but are not underlined with bold text.

(End of Summary of Changes)

Encls  
As stated

1.25 RATES OF WAGES

1.25.1 General Decision Number: NC030050 07/30/2004 - DREDGING

Dredging applies to all dredging work, including mobilization and demobilization.

-----  
General Decision Number: NC030050 07/30/2004

State: North Carolina

Construction Types: Heavy Dredging

Counties: Beaufort, Bertie, Brunswick, Camden, Carteret,  
Chowan, Craven, Currituck, Dare, Gates, Hertford, Hyde, New  
Hanover, Onslow, Pamlico, Pasquotank, Pender, Tyrrell and  
Washington Counties in North Carolina.

Modification Number Publication Date

0 06/13/2003

1 05/14/2004

2 07/30/2004

\* ENGI0025-002 02/01/2003

	Rates	Fringes
Clamshell Dredges		
Deckhand.....	\$ 11.93	4.35+a
Engineer.....	\$ 17.71	4.75+a
Handyman.....	\$ 11.93	4.35+a
Mate.....	\$ 15.91	4.55+a
Oiler.....	\$ 12.75	4.35+a
Operator.....	\$ 19.80	4.75+a
Scowman.....	\$ 12.10	4.35+a
Welder.....	\$ 16.52	4.55+a
Dipper Dredges		
Deckhand.....	\$ 11.93	4.35+a
Engineer.....	\$ 18.54	4.75+a
Handyman.....	\$ 11.93	4.35+a
Mate.....	\$ 16.25	4.55+a
Oiler.....	\$ 12.75	4.35+a
Operator.....	\$ 19.99	4.75+a
Scowman.....	\$ 12.10	4.35+a
Welder.....	\$ 16.79	4.55+a
Drill Boats		
Blaster.....	\$ 18.03	4.75+a
Driller.....	\$ 18.03	4.75+a
Engineer.....	\$ 18.72	4.75+a
Oiler.....	\$ 13.29	4.35+a
Welder.....	\$ 16.79	4.55+a
Hydraulic Dredges 20" & Over		
Asst. Fill Placer.....	\$ 15.71	4.75+a
Carpenter.....	\$ 17.27	4.75+a
Deckhand.....	\$ 11.93	4.35+a
Derrick Operator.....	\$ 17.37	4.75+a
Electrician.....	\$ 17.70	4.75+a
Engineer.....	\$ 18.72	4.75+a
Fill Placer.....	\$ 17.27	4.75+a
Handyman.....	\$ 11.93	4.35+a
Leverman.....	\$ 19.90	4.75+a
Mate.....	\$ 16.25	4.55+a
Oiler.....	\$ 12.75	4.35+a
Shoreman.....	\$ 11.70	4.35+a

Spill Barge Operator.....	\$ 17.03	4.55+a
Welder.....	\$ 16.79	4.55+a
Hydraulic Dredges Under 20"		
Assistant Fill Placer.....	\$ 15.40	4.75+b
Carpenter.....	\$ 16.92	4.75+b
Deckhand.....	\$ 11.69	4.35+b
Derrick Operator.....	\$ 17.02	4.75+b
Electrician.....	\$ 17.35	4.75+b
Engineer.....	\$ 18.35	4.75+b
Fill Placer.....	\$ 16.92	4.75+b
Handyman.....	\$ 11.69	4.35+b
Leverman.....	\$ 19.50	4.75+b
Mate.....	\$ 15.93	4.55+b
Oiler.....	\$ 12.50	4.35+b
Shoreman.....	\$ 11.47	4.35+b
Spill Barge Operator.....	\$ 16.69	4.55+b
Welder.....	\$ 16.45	4.55+b
Steward Department		
2nd Cook.....	\$ 11.93	4.35+a
Janitor.....	\$ 11.93	4.35+a
Messman.....	\$ 11.70	4.35+a
Night Cook.....	\$ 11.93	4.35+a
Steward.....	\$ 13.14	4.55+a
Tugs 600 HP to 1350 HP		
Tug Captain.....	\$ 15.53	4.75+a
Tug Deckhand.....	\$ 11.93	4.35+a
Tug Master.....	\$ 16.87	4.75+a
Tugs Greater Than 1350 HP		
Tug Captain.....	\$ 17.02	4.75+a
Tug Deckhand.....	\$ 11.93	4.35+a
Tug Engineer.....	\$ 17.02	4.75+a
Tug Master.....	\$ 17.95	4.75+a

**FOOTNOTE:**

- a. New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day and Good Friday. Plus Vacation Contribution of 7% of straight time pay for all hours worked.
- b. New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day. Plus Vacation Contribution of 7% of stright time pay for all hours worked.

-----  
**WELDERS** - Receive rate prescribed for craft performing operation to which welding is incidental.  
=====

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)).  
-----

In the listing above, the "SU" designation means that rates listed under the identifier do not reflect collectively bargained wage and fringe benefit rates. Other designations indicate unions whose rates have been determined to be prevailing.  
-----

**WAGE DETERMINATION APPEALS PROCESS**

- 1.) Has there been an initial decision in the matter? This can be:

\* an existing published wage determination

- \* a survey underlying a wage determination
- \* a Wage and Hour Division letter setting forth a position on a wage determination matter
- \* a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations  
Wage and Hour Division  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

4.) All decisions by the Administrative Review Board are final.

=====

END OF GENERAL DECISION

-----

1.25.2 General Decision Number: NC030009 06/13/2003 - HEAVY

Heavy applies to all work except dredging.

-----  
General Decision Number: NC030009 06/13/2003  
Superseded General Decision No. NC020009  
State: North Carolina  
Construction Type:  
HEAVY  
County(ies):  
STATEWIDE  
SEWER AND WATER CONSTRUCTION PROJECTS AND HEAVY CONSTRUCTION  
PROJECTS (excluding Dam construction projects).  
Modification Number Publication Date  
0 06/13/2003

COUNTY(ies):

STATEWIDE

SUNC2001A 02/12/1990

	Rates	Fringes
BOILERMAKERS:		
Storage Tank Erection/Repair	12.96	4.105
All Other Work:	16.20	4.105
BRICKLAYERS	7.23	
CARPENTERS	6.63	
CEMENT MASONS/FINISHERS	6.11	
ELECTRICIANS	8.56	
FENCE ERECTORS	5.15	
IRONWORKERS	8.20	
LABORERS:		
Unskilled	5.15	
Air Drill Operator	5.92	
Asphalt Rakers	5.15	
Pipelayers	5.17	
MANHOLE BUILDERS	5.81	
MILLWRIGHTS	5.27	
PAINTERS	7.12	
PLUMBERS & PIPEFITTERS	7.42	
POWER EQUIPMENT OPERATORS:		
Asphalt Distributor	5.77	
Asphalt Finisher	5.69	
Asphalt Paver	5.69	
Asphalt Screed	5.69	
Backhoe	6.40	
Boring Machine	5.65	
Bulldozer	5.96	
Crane	7.60	
Dragline	6.34	
Drill	7.23	
Loader	5.79	
Mechanic	7.16	
Motor Grader	6.24	
Roller	5.15	
Scraper, Pan	5.42	
Tractor	5.49	
Trenching	6.58	
Well Drillers	6.50	
TRUCK DRIVERS	5.15	

TV & GROUTING TECHNICIANS

9.21

-----  
WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.  
-----

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR 5.5(a)(1)(ii)).  
-----

In the listing above, the "SU" designation means that rates listed under that identifier do not reflect collectively bargained wage and fringe benefit rates. Other designations indicate unions whose rates have been determined to be prevailing.

WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- \* an existing published wage determination
- \* a survey underlying a wage determination
- \* a Wage and Hour Division letter setting forth a position on a wage determination matter
- \* a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations  
Wage and Hour Division  
U. S. Department of Labor  
200 Constitution Avenue, N. W.  
Washington, D. C. 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29CFR Part 7). Write to:

Wage and Hour Administrator  
U.S. Department of Labor  
200 Constitution Avenue, N. W.  
Washington, D. C. 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board  
U. S. Department of Labor  
200 Constitution Avenue, N. W.  
Washington, D. C. 20210

4.) All decisions by the Administrative Review Board are final.

END OF GENERAL DECISION

-----

PART 2    PRODUCTS    (Not Applicable)

PART 3    EXECUTION   (Not Applicable)

-- End of Section --



### 1.3.2 Beach Fill

The Village of Bald Head Island intends to issue a contract to install geotube groins between approximately baseline station 47+00 and 105+00 before 30 April 2005. The order of work for beach fill is intended to facilitate the installation of these geotube groins by the Village and to minimize sand sloughing off of the beach fill and depositing into Reach 1 of Baldhead Shoal Channel. The first order of work is for placement of beach fill between baseline station 51+00 and station 110+00. Placement of fill shall begin at station 110+00 and continue uninterrupted to the west end of the beach fill limits at station 51+00. The Contractor shall complete all work including beach fill, beach tilling, and removal of all equipment, temporary grade stakes and beach fill pipeline between station 51+00 and 110+00 no later than 20 January 2005. Upon satisfactory completion of all work between stations 51+00 and 110+00, this area will no longer be available to the Contractor, but instead will be available exclusively to the Village of Bald Head Island to allow its installation of geotube groins before the 30 April 2005 deadline for completion of all work on the beach. The second order of work is for placement of beach fill between station 110+00 and approximately 165+00. For this reach, the Contractor shall begin at station 110+00 and continue uninterrupted to the east end of the beach fill limits. The east end of the beach fill limits shall be field adjusted to fit the quantity of dredged material placed on the beach. The Contractor shall develop and submit a beach fill operations plan for the Contracting Officer's Approval. See Section 01100: SUPPLEMENTARY SPECIAL CONTRACT REQUIREMENTS, paragraph, FINAL EXAMINATION AND ACCEPTANCE OF BEACH FILL for beach fill acceptance requirements.

### 1.4 CHARACTER OF MATERIALS

The material to be removed is predominantly composed of shoaled material which has occurred since the various areas were last dredged. The shoaled materials are believed to consist primarily of sand and dense sand, but may also include silt and clay, wood, metal, and other sunken debris that may have become lodged in the channel. Insitu material may be encountered within the allowable overdepth. If insitu material is encountered, it may consist of sand, dense sand, silt, clay, wood, cemented sand, silt and clay, and rock with high compressive strength. For definitions of materials, see Geotechnical Manual, DM 1110-1-1, latest edition. See attached drilling logs and laboratory data provided in Appendices A, B, C, and D. Reference drawings are also provided, which show during dredging and after dredging survey soundings representing channel conditions during and after deepening in 2002.

### 1.5 NOTICES

(a) The Contractor shall give the Contracting Officer five (5) days advance written notice before commencing work.

(b) The Contractor shall be responsible for requesting Government before-dredging surveys, in writing five (5) days prior to beginning work in an acceptance section.

(c) The Contractor shall also be responsible for requesting Government after-dredging surveys. The Government will conduct after-dredging surveys, within three (3) working days of a written request from the Contractor.

### 3.21 QUALITY CONTROL

The Contractor shall establish and maintain quality control for the berm work and all other operations in connection therewith to assure compliance with contract requirements. The Contractor shall inspect for compliance with contract requirements and record the inspection of all operations including but not limited to the following:

The fill material is placed within the tolerances specified.

Dredging is confined within the limits of the designated channel.

The dredge effluent does not flow landward of the fill section or other limits established by the Contracting Officer.

Damage to the existing berm and dune is held to the minimum possible.

Adequate control is provided to prevent unnecessary loss of material by seaward flow of pipeline effluent.

The pipeline is periodically inspected for leakage as specified.

All joints of pipe for discharge line are tight and sound.

Plan addressing the use and removal of construction stakes. The plan shall include the proposed material to be used for the construction stakes and a proposed accounting method for inventorying the stakes. A daily log of those stakes deployed and removed shall be maintained by the Contractor and submitted to the Contracting Officer.

A copy of these quality control records, as well as the records of corrective action taken will be furnished the Government as directed by the Contracting Officer.

-- End of Section --

**Table 1 - Estimated Beach Fill Quantities for Bald Head Island South Beach**

Baseline STA	In Place Fill Volume (CY)		Borrow Area Measure (CY)	
	Incremental Volume	Cumulative Volume	Incremental Volume	Cumulative Volume
51+00	0	0	0	0
52+00	3,447	3,447	4,055	4,055
56+00	46,290	49,737	54,459	58,514
60+00	80,677	130,414	94,914	153,428
64+00	65,077	195,491	76,561	229,989
68+00	53,728	249,219	63,209	293,199
72+00	65,650	314,869	77,235	370,434
76+00	67,741	382,610	79,695	450,129
80+00	69,606	452,216	81,889	532,019
84+00	90,164	542,380	106,075	638,094
88+00	73,623	616,003	86,615	724,709
92+00	56,107	672,110	66,008	790,718
96+00	55,272	727,382	65,026	855,744
100+00	52,266	779,648	61,489	917,233
104+00	42,757	822,405	50,302	967,535
108+00	37,478	859,883	44,092	1,011,627
112+00	40,337	900,220	47,455	1,059,082
116+00	42,160	942,380	49,600	1,108,682
120+00	41,199	983,579	48,469	1,157,152
124+00	40,434	1,024,013	47,569	1,204,721
128+00	40,563	1,064,576	47,721	1,252,442
132+00	37,386	1,101,962	43,984	1,296,426
136+00	36,959	1,138,921	43,481	1,339,907
140+00	36,583	1,175,504	43,039	1,382,946
144+00	39,714	1,215,218	46,722	1,429,668
148+00	36,163	1,251,381	42,545	1,472,213
152+00	37,715	1,289,096	44,371	1,516,584
156+00	39,465	1,328,561	46,429	1,563,013
160+00	33,387	1,361,948	39,279	1,602,292
164+00	31,165	1,393,113	36,665	1,638,956
165+00	1,638	1,394,751	1,927	1,640,884